

United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS PO. Box 1450 Alexandria, Virginia 22313-1450 www.uspio.gov

DATE MAILED: 07/01/2003

FIRST NAMED INVENTOR ATTORNEY DOCKET NO. CONFIRMATION NO. APPLICATION NO. FILING DATE 09/583,346 05/31/2000 Rabindranath Dutta AUS000192US1 2382 7590 07/01/2003 Andrew J Dillon EXAMINER BRACEWELL & PATTERSON AMINI, JAVID A INTELLECTUAL PROPERTY LAW P.O. BOX 969 PAPER NUMBER ART UNIT Austin, TX 78767-0969 10

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action

Application No.	Applicant(s)	
09/583,346	DUTTA, RABINDRANATH	
Examiner	Art Unit	
Javid A Amini	2672	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 03 March 2003 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

PERIOD FOR REPLY [check e	either a) or b)]
a) The period for reply expiresmonths from the mailing date of the final the period for reply expires on: (1) the mailing date of this Advisory Action, no event, however, will the statutory period for reply expire later than SIX MOONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN 706.07(f).	or (2) the date set forth in the final rejection, whichever is later. In ONTHS from the mailing date of the final rejection.
Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the fee have been filed is the date for purposes of determining the period of extension and fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened st (2) as set forth in (b) above, if checked. Any reply received by the Office later than three timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).	the corresponding amount of the fee. The appropriate extension attutory period for reply originally set in the final Office action; or
1. A Notice of Appeal was filed on Appellant's Brief must be 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to	
2. The proposed amendment(s) will not be entered because:	
(a) they raise new issues that would require further considerati	on and/or search (see NOTE below);
(b) they raise the issue of new matter (see Note below);	
(c) ☐ they are not deemed to place the application in better form issues for appeal; and/or	for appeal by materially reducing or simplifying the
(d) they present additional claims without canceling a correspond	onding number of finally rejected claims.
NOTE:	
3. Applicant's reply has overcome the following rejection(s):	<u>.</u>
4. Newly proposed or amended claim(s) would be allowable canceling the non-allowable claim(s).	if submitted in a separate, timely filed amendment
5. ☐ The a) ☐ affidavit, b) ☐ exhibit, or c) ☐ request for reconsiderat application in condition for allowance because: <u>See Continuation</u>	
6. The affidavit or exhibit will NOT be considered because it is not raised by the Examiner in the final rejection.	directed SOLELY to issues which were newly
7. For purposes of Appeal, the proposed amendment(s) a) will resplanation of how the new or amended claims would be reject	
The status of the claim(s) is (or will be) as follows:	
Claim(s) allowed:	
Claim(s) objected to:	
Claim(s) rejected: <u>2-8,11,12,14-17,20,21,23-26 and 28-30</u> .	
Claim(s) withdrawn from consideration: 1,9,10,13,18,19,22 and 2	<u>7</u> .
8. The proposed drawing correction filed on is a) approve	ed or b) disapproved by the Examiner.
9. Note the attached Information Disclosure Statement(s)(PTO-14	149) Paper No(s)
10. Other:	, , , , , , , , , , , , , , , , , , ,
	Javid A Amini
	Examiner

Art Unit: 2672

Joffens a. Brun

PRIMARY EXAMINER





Continuation of 5: The response B filed on June 11, 2003 under 37 CFR 1.112 has been considered but is ineffective to overcome the Wharton et al. reference.

Response to remarks on page 2, line 4: Examiner withdraws the requirement for drawings.

Response to remarks on page 2, line 13: the rejection of claims 28, 29 and 30 based on the step of "analyzing the data page" that do not explicitly specify, how the data page analyzed? Applicant discloses on page 7, lines 15-31, "Alternatively to or in combination with the preferred embodiment, the internet browser software or display manager software of the portable device itself can automatically determine the best orientation of the display data, and can alternate between the display modes. Figure 3 is a flowchart of a process in accordance with the preferred embodiment of the present invention. Here, the user first requests a web page, or other data page, using the wireless device (step 305). Next, the device receives the requested web page, or a truncated wireless markup language (WML) version of the requested web page(step 310). The device then displays the page in the default orientation (step 315), which will be referred to as Display Model. The user can set the default orientation to either the wide or narrow orientation. Alternatively, the device can automatically determine the best fit orientation for the display. By examining the line width of the text being received, the device will determine whether the wide or narrow orientation will be used as the default orientation for that set of text", therefore, the above paragrap does not enable a person skilled in the art to practice of the invention.

Response to remarks on page 4, lines 3: applicant disagrees about the rejection of claim 28, using a reference Wharton et al. Let's analyze the claim language (underlined): Claim 28 is claiming "A method for displaying data on a portable device having a display that is significantly larger in a first dimension than in a second dimension, said method comprising the steps of: receiving a data page in the portable device; analyzing the data page; and automatically displaying the data page in either a first orientation or a second orientatio within the display in response to the analysis of the data page".

- a. displaying data: Wharton et al. illustrates in Fig. 9 displaying data.
- b. portable device: Wharton et al. illustrates in Fig. 9 a PDA that is a portable device.
- c. larger in a first dimension than in a second dimension: Wharton et al. illustrates in Fig. 9 a PDA, which contains a length and a width, and the definition is as follows: larger in a first dimension than in a second dimension.
- d. receiving a data page in the portable device; analyzing the data page: Wharton et al. illustrates in most of the Figs. 3(a-f)that receives a data page in the portable device(PDA), and analyzing the data page.
- e. automatically displaying the data page: Wharton et al. is automatically displaying the data page, see for example Figs. 3f and 4.
- f. either a first orientation or a second orientation: Wharton illustrates the same data display in different orientations in Figs. 3f and 4.

The previous rejection is still maintained.

The telephone conversation between an examiner and Andrew J. Dillon on 5/30/2003, regarding correction of page 7 of office action date April 7, 2003, the first line should read as follows: "Claims 2, 4-8, 11, 14-17, 20, 23-26 and 28-30 rejected under 35 U.S.C. 102(b) as".